

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q61536

Tasuku HONJO, et al.

Appln. No.: 09/674,330

Allowed: [pto_base_date]

Confirmation No.: 5233

Group Art Unit: 1652

Filed: December 20, 2000

Examiner: Kathleen M. KERR

For:

A POLYPEPTIDE, A cDNA ENCODING THE POLYPEPTIDE AND UTILIZATION

THEREOF

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Communication from a Foreign Patent Office dated April 1, 2004.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 09/674,330

Attorney Docket No.: Q61536

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

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WASHINGTON OFFICE

23373

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Date: April 30, 2004

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STATEMENT UNDER 37 CFR § 1.704(d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office in a counterpart foreign application and that the communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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Date: April 30, 2004

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		MODIFIED PTO/SB/08 A & B (06-0)		
Substitute for Form 1449 A & B/PTO	Complete if Known			
	Application Number 09/674,330			
PENFORMATION DISCLOSURE	Confirmation Number	5233		
STATEMENT BY APPLICANT	Filing Date	December 20, 2000		
	First Named Inventor	Tasuku HONJO		
APR 3 0 2004 (155) as many sheets as necessary)	Art Unit	1652		
1.0	Examiner Name	Kathleen M. KERR		
Sheet of 1 of 1	Attorney Docket Number	Q61536		
TRADEMA				

U.S. PATENT DOCUMENTS					
Examiner Cite	Cite	Document		Publication Date MM-DD-YYYY	
Initials*	No.1	Number	Kind Code ² (if known)		Name of Patentee or Applicant of Cited Document
		US			
		US			. 1777 - 1772 1777 1
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite	Foreign Patent Document			Publication Date	Name of Patentee or	
	No.1	Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
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		NON PATENT LITERATURE DOCUMENTS	
		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶
		OLSEN, "Human EEGF Protein", Database Accession No.: AAW79739, XP002273286, January 25, 1999.	N/A
		OLSEN, "Human EEGF Protein", Database Accession No.: AAV62432, XP002273287, January 25, 1999.	N/A
		KOWAL, "Rattus norvegicus Embryonic Vascular EGF Repeat-containing Protein EVEC mRNA", Database Accession No.: AF137350, XP002273288.	N/A
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Examiner Signature	Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.